

complaint to suggest that any state or federal court has already found the plaintiff to be in custody illegally. As a consequence, the plaintiff's claims are not yet cognizable in a § 1983 action.

Accordingly, in the absence of a cognizable claim, the plaintiff has no arguable basis in law or fact which would entitle him to relief. This action, therefore, is legally frivolous within the meaning of 28 U.S.C. § 1915(e)(2). Neitzke v. Williams, 109 S.Ct. 1827, 1832 (1989).

A district court possesses the authority to dismiss frivolous actions. Brooks v. Seiter, 779 F.2d 1177, 1179 (6th Cir.1985). Thus, this action shall be dismissed as frivolous.

An appropriate order will be entered.

A handwritten signature in black ink that reads "Todd Campbell". The signature is written in a cursive, slightly stylized font.

Todd Campbell
United States District Judge